

AUG. 31. 2004 10:50AM  
08/28/2004 THU 14:45 FAX

NO. 449 P. 2/4

005/005

PTO/SR/01 (12-97)  
Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE  
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|  |  |                          |                   |
|--|--|--------------------------|-------------------|
| <b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION</b><br>(37 CFR 1.63)   |  | Attorney Docket Number   | 22493.CIP1        |
|  |  | First Named Inventor     | Daniel J. Deutsch |
| <input type="checkbox"/> Declaration Submitted with Initial Filing   |  | <b>COMPLETE IF KNOWN</b> |                   |
| <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing fourcharge (37 CFR 1.18 (e)) required |  | Application Number       | 10/714,246        |
|  |  | Filing Date              | 11/14/2003        |
|  |  | Group Art Unit           | 2859              |
|  |  | Examiner Name            |                   |

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**Lighted Whistle**  
(Title of the invention)

The specification of which

☐ is attached hereto  
OR

☒ was filed on (MM/DD/YYYY) 11/14/2003 as United States Application Number or PCT International Application Number 10/714,246 and was amended on (MM/DD/YYYY) \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 385(b) of any foreign application(s) for patent or inventor's certificate, or 385(a) of any PCT international application which designated at least one country other than the United States of America, dated below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Foreign Application Number | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed     | Certified Copy Attached? |                          |
|----------------------------|---------|----------------------------------|--------------------------|--------------------------|--------------------------|
|                            |         |                                  |                          | YES                      | NO                       |
|                            |         |                                  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                            |         |                                  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                            |         |                                  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                            |         |                                  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

I hereby claim the benefit under 35 U.S.C. 119(b) of any United States provisional application(s) listed below.

| Application Number(s)    | Filing Date (MM/DD/YYYY) | <input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet TPO/SB/C2a attached hereto. |
|--------------------------|--------------------------|--|
| 10/274,848<br>09/156,458 | 10/21/2002<br>01/09/2002 |  |

**BURDEN HOUR STATEMENT:** This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual filer. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEE OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for

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NO. 449 P. 3/4

002/005

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**DECLARATION — Utility or Design Patent Application**

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 35 U.S.C. 122 of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.55 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. Parent Application<br>or PCT Parent Number | Parent Filing Date<br>(MM/DD/YYYY) | Parent Patent Number<br>(if applicable) |
|---|------------------------------------|---|
|   |                                    |   |

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: ☒ Customer Number 29652

☐ Registered practitioner(s) name/registration number listed below.

| Name | Registration Number | Name | Registration Number |
|------|---------------------|------|---------------------|
|      |                     |      |                     |

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

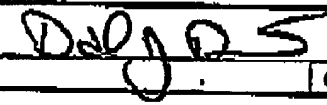
Direct all correspondence to: ☒ Customer Number 29652 OR ☐ Correspondence address below

|                |  |           |                |
|----------------|--|-----------|----------------|
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor ☐ A petition has been filed for this unsigned inventor.

|  |                        |
|--|------------------------|
| Given Name (first and middle — if any) | Family Name or Surname |
| Daniel J.                              | Deutsch                |

|                      |   |             |           |
|----------------------|---|-------------|-----------|
| Inventor's Signature |  | Date        | 26 Aug 04 |
| Residence            | Country   | Citizenship |           |
| Post Office Address  |   |             |           |
| City/State/Zip       | Country   |             |           |

☐ Additional inventors are being named on the supplemental additional inventor(s) sheet(s) PTO/SB/02A attached hereto.

SEP. 9. 2004 3:20PM

NO. 758 P. 11

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08/26/2004 THU 14:45 FAX

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003/005

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Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

| DECLARATION  |                                   | ADDITIONAL INVENTOR(S)<br>Supplemental Sheet   |         |
|--|-----------------------------------|--|---------|
| Name of Additional Joint Inventor, if any:<br>Given Name (first and middle — (if any)) |                                   | <input type="checkbox"/> A petition has been filed for this unsigned inventor.<br>Family Name or Surname |         |
| Jason Barber   |                                   |  |         |
| Inventor's Signature   | <i>[Signature]</i>                | Date   | 8/21/04 |
| Residence  | 4203 S.W. 34 <sup>th</sup> Street | Country  | US      |
| Post Office Address  |                                   |  |         |
| City/State/Zip   | Orlando, Florida 32811            | Country  | US      |
| Name of Additional Joint Inventor, if any:<br>Given Name (first and middle — (if any)) |                                   | <input type="checkbox"/> A petition has been filed for this unsigned inventor.<br>Family Name or Surname |         |
| Russell Rothman  |                                   |  |         |
| Inventor's Signature   | <i>[Signature]</i>                | Date   | 8/26/04 |
| Residence  | 4203 S.W. 34 <sup>th</sup> Street | Country  | US      |
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| City/State/Zip   | Orlando, Florida 32811            | Country  | US      |

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